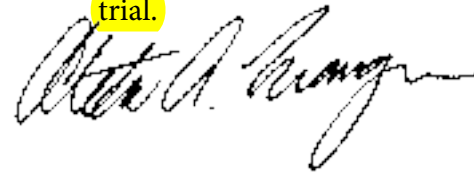


UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

Motion GRANTED
conditioned upon
the timely filing of a
waiver of speedy
trial.

UNITED STATES OF AMERICA)
)
v.)
)
JOHN GAINES)

No. 3:14-00013
JUDGE TRAUGER



JOHN GAINES'S MOTION AND INCORPORATED
MEMORANDUM TO CONTINUE TRIAL

COMES now the accused, **JOHN GAINES**, through counsel, Assistant Federal Public Defender, Isaiah S. Gant, and moves this Honorable Court to enter an order continuing the trial in this matter presently scheduled for Tuesday, July 8, 2014, at 9:00 a.m. In support of the foregoing motion, it is respectfully represented to this Honorable Court the following:

1. The trial of Mr. Gaines's case is scheduled to commence Tuesday, July 8, 2013, at 9:00 a.m. Counsel for Mr. Gaines is not in a position to proceed to trial on that date.

2. The Sixth Amendment right to counsel guarantees more than that Mr. Gaines should have a lawyer. It assures "effective aid in the preparation and trial of the case.

Powell v. Alabama, 287 U.S. 45, 71 (1932); see *Strickland v. Washington*, 466 U.S. 668, 684-88 (1984). "[T]he essential aim of the [Sixth] Amendment is to guarantee an effective advocate for each criminal defendant . . .," *Wheat v. United States*, 486 U.S. 153 (1988),